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**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. )  
ADA M. VITTALY, et al. )  
Respondent. )  
)  
)  
)  
)  
)  
)  
)  
)  
No. C-04-3186-MHP  
  
**STIPULATION  
AND ORDER THEREON**

It is hereby stipulated by and between plaintiff United States of America and defendant Alex Villasenor, through their respective counsel, that Alex Villasenor dismissed with prejudiced from the above-captioned action by the United States of America against the Estate of Ada Vittaly and Alex Villasenor. Alex Villasenor and the United States to bear their respective costs, including any possible attorneys' fees or other expenses of litigation as relates to the dispute between them.

KEVIN V. RYAN  
United States Attorney

/s/ Howard Melamed  
**HOWARD MELAMED**  
Attorney for Defendant  
Alex Villasenor

**Thomas Moore**  
**THOMAS MOORE**  
Assistant United States Attorney

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: May 15, 2006

